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*CNE*  
*1/28/04*



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

ATTY.'S DOCKET: FUKUNAGA =3

In re Application of:	)	Art Unit: 1725
	)	
Akira FUKUNAGA et al	)	Examiner: L. Edmondson
	)	
Appln. No.: 09/811,581	)	Washington, D.C.
	)	
Date Filed: March 20, 2001	)	Confirmation No. 2108
	)	
For: COMPOSITE METALLIC	)	January 16, 2004
ULTRAFINE PARTICLE...	)	

**REPLY: AMENDMENT AND REMARKS**

Mail Stop Non-Fee Amendment  
Honorable Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Advisory Action of October 29, 2003, in which claim 49 was allowed, please enter the following amendment:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 4 of this paper.

Image



AF1725

In Re Application of: Akira FUKUNAGA et al

Art Unit: 1725

Application No.: 09/811,581

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Filed: March 20, 2001

Washington, D.C.

For: COMPOSITE METALLIC ULTRAFINE PARTICLES...

Atty.'s Docket: FUKUNAGA=3

Confirmation No.: 2108

Date: January 16, 2004

**MAIL STOP Non-Fee Amendment**  
THE COMMISSIONER OF PATENTS AND TRADEMARKS  
Arlington, VA 22202

Sir,

Transmitted herewith is a ☒ **REPLY: AMENDMENT AND REMARKS** the above-identified application.

☐ Small entity status of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted

☐ Applicant claims small entity status. See 37 C.F.R. §1.27.

☒ No fee is required.

The fee has been calculated as shown below:

	(Col. 1)		(Col. 2)	(Col. 3)
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA EQUALS
TOTAL	* 15	MINUS	** 20	
INDEP.	* 3	MINUS	*** 3	
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				

SMALL ENTITY	
RATE	ADDITIONAL FEE
x 9	\$
x 43	\$
+ 145	\$
ADDITIONAL FEE TOTAL	

OTHER THAN SMALL ENTITY	
RATE	ADDITIONAL FEE
x 18	\$
x 86	\$
+ 290	\$
TOTAL	

- \* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.
- \*\* If the "Highest Number Previously Paid for" IN THIS SPACE is less than 20, write "20" in this space.
- \*\*\* If the "Highest Number Previously Paid for" IN THIS SPACE is less than 3, write "3" in this space.

The "Highest Number Previously Paid For" (total or independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment of the number of claims originally filed.

☒ Conditional Petition for Extension of Time

If any extension of time for a response is required, applicant requests that this be considered a petition therefor.

☐ It is hereby petitioned for an extension of time in accordance with 37 CFR 1.136(a). The appropriate fee required by 37 CFR 1.17 is calculated as shown below:

Small Entity  
Response Filed Within  
☐ First - \$ 55.00  
☐ Second - \$ 210.00  
☐ Third - \$ 475.00  
☐ Fourth - \$ 740.00  
Month After Time Period Set

Other Than Small Entity  
Response Filed Within  
☐ First - \$ 110.00  
☐ Second - \$ 420.00  
☐ Third - \$ 950.00  
☐ Fourth - \$ 1480.00  
Month After Time Period Set

☐ Less fees (\$ ) already paid for month(s) extension of time on

☐ Credit Card Payment Form, PTO-2038, is attached, authorizing payment in the amount of \$

☒ The Commissioner is hereby authorized and requested to charge any additional fees which may be required in connection with this application or credit any overpayment to Deposit Account No. 02-4035. This authorization and request is not limited to payment of all fees associated with this communication, including any Extension of Time fee, not covered by check or specific authorization, but is also intended to include all fees for the presentation of extra claims under 37 CFR §1.16 and all patent processing fees under 37 CFR §1.17 throughout the prosecution of the case. This blanket authorization does not include patent issue fees under 37 CFR §1.18.

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